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7 **UNITED STATES DISTRICT COURT**
8 **WESTERN DISTRICT OF WASHINGTON**
9 **AT SEATTLE**

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 ANIBAL LEON-INZUNZA and
MICHELLE R. JOSS

14 Defendant.

NO. CR06-241 RSL

ORDER CONTINUING
TRIAL DATE

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16 This matter having come before the court upon defendant Anibal Leon-Inzunza's
17 "Motion and Declaration to Continue Trial" (Docket #24). The government and defendant
18 Michelle R. Joss do not oppose this motion. Having reviewed the Motion and Declaration
and considered the Waiver of Speedy Trial Rights executed by Mr. Leon-Inzunza, the Court
finds that:

- 19 1. Defense counsel had questions regarding defendant Leon-Inzunza's competence to
20 stand trial. The psychological examination found him competent. However, based
21 on the results and findings of defendant's examination, defense counsel now
requires additional time to prepare the defendant for trial and to provide an effective
defense;
- 22 2. Defendant Leon-Inzunza has filed a Waiver of Speedy Trial Rights (Docket #23)
which he has waived his right to a speedy trial until December 24, 2006;
- 23 3. The time period between the original trial date of September 18, 2006 and the trial
24 date set herein is excludable under 18 USC § 3161 (h)(8)(A) that the ends of justice
served by granting such continuance outweigh the best interest of the public and the
25 defendant for a speedy trial. Failure to grant a continuance based upon the change
of circumstances, the need for effective preparation, and the consent of counsel and
defendants would deny defense counsel adequate time to prepare for trial;
4. Defendant Michelle R. Joss shall file a speedy trial waiver with the Court within
10 days of the date of this Order.

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IT IS NOW, THEREFORE, ORDERED that the trial date of September 18, 2006 is continued to December 4, 2006. Pretrial Motions shall be due no later than November 2, 2006.

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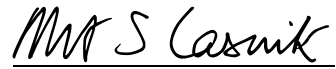
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DATED this 12th day of September, 2006.

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Handwritten signature of Robert S. Lasnik in black ink.

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Robert S. Lasnik
United States District Judge

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